(51)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (C) No. 5398 of 2007

Petitioner		Arvind Dubey, S/o Late Amarnath Dubey, Aged about 38 years, R/o Ramanujganj, District Surguja (CG)
	Versus	
Respondents	1.	State of Chhattisgarh, Through : Secretary, Nagariya Prashasan, D.K.S. Bhawan, Raipur, District Raipur (CG)
	2.	Nagar Panchayat, Ramanujganj, Through : Chief Municipal Officer, Nagar Panchayat, Ramanujganj, District Surguja (CG)
	3.	Sub-Divisional Officer (Revenue), Ramanujganj, Distt. Surguja (CG)
	4.	Collector, Surguja, District Surguja (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Shri **Satish K. Agnihotri, J**

Shri Manoj Paranjpe, Advocate for the petitioner.

Shri Vinay Harit, Deputy Advocate General for the respondents 1, 3 and 4.

O R D E R

(Passed on this 7th day of September, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner does not want to press any other prayer, except the prayer No. 7.1.

2. Learned counsel appearing for the respondents/State submits that the prayer No. 7.1 of the petitioner to the extent that he shall not be dispossessed from the canteen shade No.2, Nagar Panchayat, Ramanujganj, forcibly or by extra judicial method, without following the provisions of law, cannot be opposed on the

simple ground that if any dispossession is carried out without following the due process of law, the same shall be illegal.

3. In view of the foregoing, this petition stands disposed of. The respondents No. 2 and 3 are directed not to dispossess the petitioner from the canteen shade No.2 Nagar Panchayat, Ramanujganj, forcibly or by extra judicial method, without following the provisions of law.

Sd/-
Satish K.Agnihotri
Judge

Thakur